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FACSIMILE TRANSMITTAL SHEET

Including this transmittal sheet, document consists of 2 pages.

Date: November 13, 2006

To:	Commissioner for Patents	From:	Paul D. Durkee, Esq.
Examiner:	Ramy M. Osman		
Group Art:	2157		
Company:	U.S. PTO		
Facsimile Number: 571-273-8300			
Telephone Number:			

MESSAGE

RE: U.S. Patent Application of Stephen M. Howard, et al.
 Entitled: Data Backup System Having A Flexible Restore Architecture
 Filed on: January 25, 2001
 U.S. Appl. No.: 09/769,604
 Our Ref. No.: EMC-002PUS

PLEASE CONFIRM RECEIPT OF THIS FACSIMILE TRANSMISSION.

THANK YOU.

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Applicant Initiated Interview Request Form

Agenda

Application No.: 09/769,604 First Named Applicant: Stephen M. Howard
 Examiner: Ramy M. Osman Art Unit: 2157 Status of Application: Pending

Tentative Participants:

(1) Paul D. Durkee (2) Ramy M. Osman

(3) (4)

Proposed Date of Interview: November 15, 2006 Proposed Time: 10:00 (AM/PM)

Type of Interview Requested:

(1) Telephonic (2) Personal (3) Video ConferenceExhibit To Be Shown or Demonstrated: YES NO
 If yes, provide brief description:

Issues To Be Discussed

Issues (Rej., Obj., etc)	Claims/ Fig. #s	Prior	Discussed	Agreed	Not Agreed
(1) Rej.	1, 11	Art. <u>Hans Rodriguez</u> []	[]	[]	[]
(2) Rej.	11	_____ []	[]	[]	[]
(3) _____	_____	_____ []	[]	[]	[]
(4) _____	_____	_____ []	[]	[]	[]
[] Continuation Sheet Attached					

Brief Description of Arguments to be Presented:

Discuss Prior art rejections
Discuss claim language to address Examiner's concerns
regarding broad interpretation of claim language

An interview was conducted on the above-identified application on _____.

NOTE: This form should be completed by applicant and submitted to the examiner in advance of the interview (see MPEP § 713.01).

This application will not be delayed from issue because of applicant's failure to submit a written record of this interview. Therefore, applicant is advised to file a statement of the substance of this interview (37 CFR 1.133(b)).

 Applicant/Applicant's Representative Signature_____
 Examiner/SPE Signature

Paul D. Durkee, Esq.

 Typed/Printed Name of Applicant or Representative

41,003

 Registration Number, if applicable

This collection of information is required by 37 CFR 1.133. The information is required to obtain or retain a benefit by the public which is in file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.